

Attn: Ducky, Inc. GH-01383

05 15 2001

Declaration For U.S. Patent Application**And
Power of Attorney**

(if applicable)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled:

ROCK BORING DEVICE

the specification of which (Check one of blocks 1, 2 or 3)

1 [] is attached hereto,

2 [X] was filed on 20 January 2000 as International PCT Application Serial No. PCT/AU00/00130 and was amended on _____ (if applicable).

3 [] was filed on _____ as U.S. Application Serial No. _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56.

I hereby claim foreign priority benefit under 35 U.S.C. 119(a)(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed:

List of Prior Foreign Applications (if applicable)

<u>PP 8224</u> (Application Number)	<u>Australia (AU)</u> (Country)	<u>20 January 1999</u> (Day/Month/Year Filed)	<u>SEARCHED COPY ATTACHED?</u> [] Yes [X] No
_____	_____	_____	[] Yes [] No
_____	_____	_____	[] Yes [] No

Additional foreign application numbers are listed on the attached sheet, PTO/SB/028 - Supplemental Priority Data Sheet or similar sheet.

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below:

List of U.S. Provisional Applications (if applicable)

<u>(Application Number)</u>	<u>(Day/Month/Year Filed)</u>
_____	_____

Additional provisional application numbers are listed on the attached sheet, PTO/SB/028 - Supplemental Priority Data Sheet or similar sheet.

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, thereby, I acknowledge the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the firm paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

List of U.S. Parent Application Or PCT Parent Numbers (if applicable)

<u>(Number)</u>	<u>(Day/Month/Year Filed)</u>	<u>(Status: Abandoned; Pending; Patent Number, if applicable)</u>
_____	_____	_____
_____	_____	_____

Additional U.S. or PCT international application numbers are listed on the attached sheet, PTO/SB/028 - Supplemental Priority Data Sheet or similar sheet.

(37 C.F.R. 1.63 Declaration, Page 1 of 3)

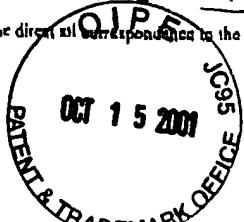
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And I hereby appoint as principal attorneys and agents, James O. Ray, Jr., Reg. No. 27,666; Forest C. Sexton, Reg. No. 22,054; Edmond S. Miksch, Reg. No. 38,558; James R. Stevenson, Reg. No. 38,755; Robert A. Shack, Reg. No. 29,076; Amos Bartoli, Reg. No. 42,299; and Michele Yoder, Reg. No. 41,562.

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I hereby declare that the statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 of Title 18 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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600
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Inventor's signature: David Sugden

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ANX

All "normal" inventors are listed on the attached sheet, PTO/SB/02A - Supplemental Additional Inventor(s) Sheet w/ similar sheet.

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